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Inventors: Castillo et al.

Examiner: Tate, C.

JUL 25 2007

Serial No.: 10/624,435

Group Art Unit: 1655

Filing Date: 07/21/2003

Attorney Docket: PROTEO.P18D2

Title of Invention: Methods of Isolating Amyloid-Inhibiting Compounds and Use of Compounds
Isolated from Uncaria Tomentosa and Related PlantsKirkland, Washington 98034
June 28, 2007Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450A rectangular stamp with the word "COPY" in bold, capital letters. To the left of the word is a small square containing the letter "C".

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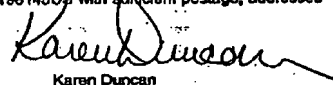
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I hereby declare that all statements made herein of my own knowledge are true

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June 28, 2007

A handwritten signature in black ink, appearing to read "Karen Duncan".
Karen Duncan

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June 28, 2007

Patrick Dwyer

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**TERMINAL DISCLAIMER TO OBTAIN A DOUBLE PATENTING
REJECTION OVER A "PRIOR" PATENT**Docket Number (Optional)
PROTEO.P18D2

In re Application of: Castillo et al.

Application No.: 10/624,435

Filed: 07/21/2003

For: Methods of Isolating Amyloid-Inhibiting Compounds and Use of Compounds Isolated from Uncaria Tomentosa and Related Plants

The owner, ProteoTech, Inc., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. 6,929,808 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, "as the term of said prior patent is presently shortened by any terminal disclaimer," in the event that said prior patent later:

- expires for failure to pay a maintenance fee;
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- is found invalid by a court of competent jurisdiction;
- is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;
- has all claims canceled by a reexamination certificate;
- is reissued; or
- is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney or agent of record. Reg. No. 32,411

Patrick Dwyer
Signature

Jun 28/07
Date

Patrick Michael Dwyer
Typed or printed name

(425) 823-0400 ext. 39
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